

Message Text

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PAGE 01 JIDDA 00190 120618Z

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ACTION NEA-10

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E.O. 11652: N/A
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SUBJECT: SCHLOSSBERG VS. SAID

REF (A) USDOC 00046, (B) 75 STATE 287583, (C) 75 JIDDA 7326,
(D) 75 USDOC 15885, (E) 75 JIDDA 6856, (F) 75 JIDDA 6767,
(G) 75 JIDDA 5467

1. EMBASSY HAS BEEN ATTEMPTING RESOLVE CASE FOR SCHLOSSBERG
FOR OVER 2 MONTHS DESPITE INTERRUPTIONS OF ISLAMIC HOLIDAYS
AND DISRUPTIONS CASUED BY HAJ SEASON.

2. OWNER MAHMOUD SAID, TAKING HARD LINE, STATED DOCUMENTS
ARRIVED TOO LATE AFTER HIS ORIGINAL DEMAND. (REFTELS, E, F AND G).
HE CLAIMED AFTER RECEIPT REF. B THAT CARGO WAS DAMAGED AND
THAT INSURANCE HE HAD ON SHIPMENT HAD LAPSED. ALSO CLAIMS
THAT, SINCE ERROR IN DELAY SENDING ORIGINAL DOCUMENTS BY U.S.
FIRM IS BASE OF PROBLEM, SCHLOSSBERG SHOULD BEAR PROPORTIONATE
AMOUNT PENALTY FEES FOR STORAGE, ETC.

3. WE REMINDED SAID THAT HE STATED HIS FIRM WOULD
SETTLE AS SOON AS DOCUMENTS RECEIVED. MAHMOUD CONCEDED
BUT DREW ATTENTION TO FACT THAT HE RESPONDED THIS WAY
ON THREE OCCASIONS REACHING BACK TO AUGUST 1975 AND
DOCUMENTS WERE NOT SENT UNTIL NOVEMBER. HE POINTED OUT
THAT WHARFAGE AND PORT STORAGE FEES HAVE CONSEQUENTLY
INCREASED AND THAT NOW POSSIBLE LOSS OF INSURANCE HAS
CAUSED NEW PROBLEM.

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4. WE TOOK UP MATTER WITH MANAGER, BORTHER OF MAHMOUD,

ABDUL KHALEEK, WHO ALSO HAD STATED GOODS WOULD BE CLEARED AS SOON AS PROPER DOCUMENTS SENT BY SELLER. EMBASSY'S EARLIER ATTEMPTS TO CHECK DAMAGE CLAIM BY VIEWING GOODS WERE UNSUCCESSFUL DUE O CURRENT CLOGGING AND CONFUSION IN PORT. ABDUL KHALEEK HAS NOW SHOWN US WHERE GOODS ARE IN PORT. WE HAVE SEEN GOODS. TWO BOXES APPEAR DAMAGED AND THERE HAS BEEN SOME PILFERAGE. ONE BOX WAS COMPLETELY DEMOLISHED. CONTENTS REMOVED AND STORED IN ENCLOSED WAREHOUSE. ABDUL KHALIQ SAID ACCOMPANIED COMATT AND SEEMED PREPARED TO SETTLE MATTER. HOWEVER, HE AND OWNER MAHMOUD REPEATEDLY BLAMED U.S. FIRM FOR ITS REFUSAL SNED DOCUMENTS AGAINST GUARANTEE OF PAYMENT. WE URGED THEM TO SETTLE BY MAKING INSURANCE CLAIM FOR LOSS SINCE GOODS SENT ONLY C AND F AND THEY REPLIED THAT THEY'D CALCULATE WHARFAGE AND STORAGE FEES AND GIVE COUNTER CLAIM FOR FINAL SETTLEMENT.

5. U.S. FIRM SHOULD BE ADVISED THAT IN VIEW OF RECENT SAUDI REGULATIONS TO CLEAR ALL UNCLAIMED GOODS FROM PORT 6 MONTHS AFTER ARRIVAL AND TO SELL AT PUBLIC AUCTION, IT SHOULD BE PREPARED TO ACT QUICKLY ON ANY OFFER THAT CAN BE GOTTEN FROM SAID OR ARRANGE OTHER DISPOSAL OF GOODS.
HORAN

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